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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Jack Conroy,

10 Plaintiff,

11 v.

12 Charles L Ryan, et al.,

13 Defendants.
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No. CV-18-02458-PHX-DJH

ORDER

15 Before the Court is Plaintiff's "Motion to Compel Return of Plaintiff's Legal
16 Documents and Property" (Doc. 363), filed on May 13, 2021. The Court ordered
17 Defendants to file an expedited¹ Response by May 19, 2021 (Doc. 364), which the
18 Defendants did (Doc. 365). Plaintiff has not filed a reply.

19 In his Motion, Plaintiff claims that while engaged in a video conference with
20 Defendants' counsel on April 27, 2021, his case-related legal documents were "taken,
21 destroyed, and never returned." (Doc. 363 at 2). He seeks an order compelling the "ADC
22 defendants to return plaintiff's legal documents and property." (*Id.* at 1). Defendants
23 respond that due to safety concerns, Plaintiff was moved to a one-room detention cell on
24 April 27, 2021, and on April 30, 2021, "received his property allowed at his housing
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26 ¹ In his Motion to Compel, Plaintiff also states that his life is in danger as a result of false
27 rumors that he was "snitching" on inmates during a trial prep conference with Defendants'
28 counsel. (Doc. 363 at 1-2). Plaintiff made no request for relief related to those allegations
in his Motion to Compel. On May 21, 2021, Plaintiff filed a Motion for Emergency Order
of Protection (Doc. 13) in *Conroy v. Centurion*, 2:21-cv-0685-DJH-DMF, that raised the
same allegations and sought specific relief as to those concerns. That Motion is pending.
This Order only addresses Plaintiff's request for return of his legal documents.

1 location.” (Doc. 365 at 2). Counsel attached a copy of Plaintiff’s April 27, 2021, Property
2 Inventory form, which was signed by Plaintiff on April 30, 2021. (Doc. 365-1).
3 Defendants represent that


4 Any property not permitted at that location has been placed in his long-term
5 property storage at the unit’s Property Department. Plaintiff arrived with
6 seven legal boxes and has received the allotted limit of legal boxes he may
7 possess in his cell. Plaintiff may request a one-for-one legal-box exchange
8 for any legal box stored in the unit’s Property Department by submitting a
9 written request through Property. There is no evidence that any of Plaintiff’s
10 property was destroyed at either the sending unit or the receiving unit.

11 (Doc. 365 at 2).

12 Plaintiff has not replied to these representations. Finding that Defendants have
13 sufficiently assured the Court that Plaintiff’s case-related legal documents are secure and
14 accessible to Plaintiff,

15 **IT IS ORDERED** that Plaintiff’s “Motion to Compel Return of Plaintiff’s Legal
16 Documents and Property” (Doc. 363) is **DENIED**.

17 Dated this 7th day of June, 2021.

18 
19 Honorable Diane J. Humetewa
20 United States District Judge
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